

Message Text

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ACTION IO-10

INFO OCT-01 AF-06 EUR-12 ISO-00 ARA-06 EA-07 NEA-10 OES-03

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TO SECSTATE WASHDC PRIORITY 4308

INFO USMISSION GENEVA

USDEL MTN GENEVA UNN

USMISSION OECD PARIS

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AMEMBASSY NAIROBI

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E.O. 11652: N/A

TAGS: EGEN, UNGA

SUBJECT: 30TH UNGA - AGENDA ITEM 59: DRAFT RESOLUTION ON THE REPORT
OF THE UNEP GOVERNING COUNCIL (L.1448)

REF: (A) USUN 6189; (B) STATE 272817; (C) USUN 5991;

(D) STATE 263035; (D) USUN 5584

1. AS DEPARTMENT IS AWARE MISSION, WHILE AVOIDING ACRIMONIOUS FIGHT, HAS MADE A SERIOUS EFFORT TO BRING ABOUT CHANGES IN SUBJECT RESOLUTION WHICH WOULD PERMIT US TO SUPPORT IT OR AT A MINIMUM REDUCE THE NUMBER OF RESERVATIONS. WE HAVE DONE SO BECAUSE WE BELIEVE IT IS IMPORTANT TO FIND A BASIS FOR CONSENSUS SUPPORT OF UNEP, IN GOOD MEASURE A USG INITIATIVE AND ONE TO WHICH WE HAVE MADE AND ARE MAKING A SIGNIFICANT CONTRIBUTION.

2. FOLLOWING IS POSITION ON PROBLEM PARAS FOLLOWING LATEST
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ROUND OF NEGOTIATIONS:

(A) PREAMBULAR PARA 3: NO CHANGE. AS REPORTED EARLIER, SPONSORS ARGUE THAT THIS WORDING DUPLICATES THAT OF S-VII RESOLUTION AND IN KEEPING WITH US POSITION THEN, MISSION BELIEVES WE COULD BE CONTENT WITH A CLEAR REITERATION OF OUR RESERVATIONS.

(B) OPERATIVE PARA 2: AS PART OF A PACKAGE DEAL, SPONSORS ARE WILL TO REVERT TO ORIGINAL FORMULATION REFERRING TO "RELEVANT PROVISIONS" OF NIEO AND CERDS. (GIVEN THEIR PROBLEMS, ARGENTINA AND BRAZIL SEE THIS AS A MAJOR CONCILIATORY STEP ON THEIR PART EVEN THOUGH WE WOULD HAVE PREFERRED "INVITES" RATHER THAN "REQUESTS".)

(C) OPERATIVE PARA 4: SPONSORS WILLING TO ACCEPT OUR PHRASE "IN CONSULTATIONS WITH THE GOVERNING COUNCIL" BUT INSIST THAT THE OPERATIVE PHRASE BE "TO CONTINUE TO IMPLEMENT" OR "TO CONTINUE IMPLEMENTING". IN ADDITION TO ARGUING THAT IT IS A MAJOR CONCESSION TO THE US VIEWPOINT TO PUT RES 3326 (XXXIX) IN CONTEXT OF THE UNEP GOVERNING COUNCIL, THE SPONSORS ALSO ARGUE STRONGLY THAT IN PRACTISE THE RESOLUTION IS ALREADY BEING IMPLEMENTED AND TO REQUEST CONTINUED IMPLEMENTATIONS IS NOT STRONG PHRASEOLOGY.

3. NEGOTIATIONS THUS FAR HAVE BEEN IN SMALL GROUPS WITH NOT ALL SPONSORS PRESENT. SPONSORS ARE NOW SCHEDULED TO MEET IN THE MORNING OF NOVEMBER 24 TO SEE IF THE ABOVE IS ACCEPTABLE TO ALL. THEY HAVE TOLD US THAT THEY WILL NOT MAKE THIS EFFORT UNLESS WE CAN INDICATE THAT THE PACKAGE WOULD BE ACCEPTABLE TO US.

4. MISSION WILL MAKE A LAST EFFORT TO PUT OPERATIVE PARA 4 IN THE PREAMBULAR SECTION. HOWEVER, SHOULD THAT FAIL, WE RECOMMEND THAT WE BE AUTHORIZED TO INDICATE THAT WE CAN APPROVE THE REVISED RESOLUTION BY CONSENSUS BUT WITH AN EXPLANATION OF VOTE SETTING FORTH OUR RESERVATIONS. DEPT SHOULD BE AWARE THAT SHOULD WE CALL FOR A VOTE AND ABSTAIN, WE WOULD PROBABLY BE ALONE. NATURALLY, SHOULD THE DEPT AGREE TO THIS RECOMMENDATION, WE MAKE CLEAR TO SPONSORS THAT THE PACKAGE DEAL REPRESENTS THE MAXIMUM US LIMITED OFFICIAL USE

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EFFORT.

5. REQUEST INSTRUCTIONS URGENTLY.

QUOTE:

UNITED NATIONS ENVIRONMENT PROGRAMME

REPORT OF THE GOVERNING COUNCIL

ALGERIA, ARGENTINA, AUSTRIA, DEMOCRATIC YEMEN, EGYPT,
JAMAICA, JORDAN, KENYA, LIBYAN ARAB REPUBLIC, MEXICO, PHILIPPINES,
SWEDEN, UGANDA, AND THE UNITED REPUBLIC OF TANZANIA: DRAFT RE-
SOLUTION

REPORT OF THE GOVERNING COUNCIL OF THE
UNITED NATIONS ENVIRONMENT PROGRAMME

THE GENERAL ASSEMBLY,

RECALLING ITS RESOLUTIONS 2849 (XXVI) OF 20 DECEMBER 1971, 2994
(XXVII), 2995 (XXVII), 2997 (XXVII), 3000 (XXVII), AND
3002 (XXVII) OF 15 DECEMBER 1972,

RECALLING ITS RESOLUTION 3129 (XXVIII), 3131 (XXVIII), AND 3133
(XXVIII) OF 15 DECEMBER 1973,

RECALLING THE DECLARATION AND THE PROGRAMME OF ACTION ON THE
ESTABLISHMENT OF A NEW INTERNATIONAL ECONOMIC ORDER, AS WELL
AS THE CHARTER OF ECONOMIC RIGHTS AND DUTIES OF STATES, WHICH LAY
DOWN THE FOUNDATIONS OF THE NEW INTERNATIONAL ECONOMIC ORDER,

ALSO RECALLING ITS RESOLUTION 3326 (XXIX) OF 16 DECEMBER 1974,

REAFFIRMING THAT THE PROTECTION, PRESERVATION AND THE ENHANCE-
MENT OF THE ENVIRONMENT FOR THE PRESENT AND FUTURE GENERATIONS IS
A RESPONSIBILITY OF ALL STATES,

HAVING CONSIDERED THE REPORT OF THE GOVERNING COUNCIL OF THE
UNITED NATIONS ENVIRONMENT PROGRAMME ON THE WORK OF ITS THIRD
SESSION (A/10025),
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CONSIDERING THE NEED TO ENSURE CO-OPERATION IN CARRYING OUT THE
ACTIVITIES OF THE UNITED NATIONS ENVIRONMENT PROGRAMME AND IMPLE-
MENTING ITS DECISIONS,

1. TAKING NOTE WITH SATISFACTION OF THE REPORT OF THE GOVERNING
COUNCIL OF THE UNITED NATIONS ENVIRONMENT PROGRAMME ON ITS THIRD
SESSION;

2. REQUESTS THE EXECUTIVE DIRECTOR OF THE UNITED NATIONS ENVIRON-
MENT PROGRAMME TO CONTINUE TO BEAR IN MIND THE NEED FOR THE PRO-
GRAMME TO BE IN LINE WITH THE DECLARATION AND THE PROGRAMME OF
ACTION ON THE ESTABLISHMENT OF A NEW INTERNATIONAL ECONOMIC ORDER,
THE CHARTER OF ECONOMIC RIGHTS AND DUTIES OF STATES AND WITH THE
DECISIONS OF THE SEVENTH SPECIAL SESSION OF THE GENERAL ASSEMBLY;

3. TAKES NOTE OF THE REPORT OF THE EXECUTIVE DIRECTOR OF INEP
ON CO-OPERATION IN THE FIELD OF THE ENVIRONMENT CONCERNING NATURAL
RESOURCES SHARED BY TWO OR MORE STATES;

4. REAFFIRMS ITS RESOLUTION 3326 (XXIX) AND REQUESTS THE
UNITED NATIONS ENVIRONMENT PROGRAMME TO TAKE ALL MEASURES TO
IMPLEMENT SUCH RESOLUTION WITHIN THE
CONTEXT OF THE WORK PROGRAMME AND THE FUND ACTIVITIES OF THE
PROGRAMME;

5. REQUESTS THE EXECUTIVE DIRECTOR TO INFORM THE GENERAL ASS-
SEMBLY AT ITS THIRTY-FIRST SESSION OF ACTION TAKEN PURSUANT TO PARA-
GRAPH 7 OF RESOLUTION 3226 (XXIX) REGARDING CO-OPERATION BETWEEN
UNEP AND THE UNITED NATIONS SCIENTIFIC COMMITTEE ON THE EFFECTS OF
ATOMIC RADIATION;

6. REQUESTS THE SPECIALIZED AGENCIES, THE INTERNATIONAL
ATOMIC ENERGY AGENCY AND OTHER ORGANIZATIONS OF THE UNITED NATIONS
SYSTEM TO CONTINUE THEIR ACTIVE CO-OPERATION IN CARRYING OUT THE ACT-
IVITIES OF THE UNITED NATIONS ENVIRONMENT PROGRAMME ALLOCATING THE
NECESSARY PRIORITIES AND RESOURCES FOR THE MAXIMUM SUCCESS OF
THOSE ACTIVITIES UNQTE.

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